

SMITH KAUFMAN LLP
Attorneys

777 S. Figueroa Street, Suite 4050
Los Angeles, California 90017-5864
Tel: 213 452-6565
Fax: 213 452-6575
04 AUG 24 AM 10:21
SECRETARY OF THE SENATE

August 12, 2004

VIA CERTIFIED MAIL

Senate Public Records Office
232 Hart Senate Office Building
Washington, DC 20510

Leah S. Palmer
Senior Campaign Finance Analyst
Federal Election Commission
999 E Street, NW
Washington, DC 20463

RE: Friends of Barbara Boxer, April Quarterly Report (2/12/04 - 3/31/04)

Dear Ms. Palmer:

This letter is in response to your letter of July 13, 2004, requesting additional information from the Friends of Barbara Boxer committee with respect to its April Quarterly Report. As counsel to the Boxer committee, we have reviewed your letter and the report in question and have identified the cause of the apparent discrepancies.

As indicated on the attached spreadsheet, all of the sixty-nine contributions referenced in your letter were, in fact, properly reported (or in some instances properly not reported) on the Committee's April report.¹ Certain amendments to the Committee's pre-primary 48 Hour Notices, however, apparently have generated duplicative information within the FEC's data review process, which resulted in certain contributions from the 48 Hour reporting period being double counted. For example, the committee filed an amended 48 Hour Notice on February 25, 2004. The filing of this amended notice apparently resulted in the Commission recording each contribution on the amendment as a newly received, additional contribution from that donor, instead of just amending the reported information about a contribution already received by the committee and already noticed to the Public Records Office.

To prevent this duplication of information from occurring again, and as we discussed with you

¹ The contribution which was not noticed completely, from George Muhlsten, was identified accurately by date, name, address, occupation, and employer, but due to a clerical error was identified on the 48 Hour Notice as one \$2,000 contribution, although it was really two \$2,000 contributions.